

FORM TO BE USED BY PRISONERS IN FILING A COMPLAINT
UNDER THE CIVIL RIGHTS ACT, 42 U.S.C. § 1983
in the UNITED STATES DISTRICT COURT for the SOUTHERN DISTRICT of GEORGIA

Rubini J. Montgomery

(Enter above full name of plaintiff or plaintiffs)

v.

Chatham County Detention
Center - Classification

(Enter above full name of defendant or defendants)

I. Previous lawsuits

- A. Have you begun other lawsuits in state or federal court dealing with the same facts involved in this action? Yes _____ No ☒

If your answer to A is yes, describe each lawsuit in the space below. (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same outline.)

1. Parties to this previous lawsuit:

Plaintiffs: _____

Defendants: _____

2. Court (if federal court, name the district; if state court, name the county):

3. Docket number: _____

4. Name of judge assigned to case: _____

CV422 014

FILED
U.S. DISTRICT COURT
SOUTHERN DISTRICT OF GEORGIA
JAN 21 10:36
CLERK
S.D. DIST. OF GA.

5. **Disposition**
(for example, was the case dismissed? appealed? is it still pending?):

6. **Approximate date of filing lawsuit:** _____
7. **Approximate date of disposition:** _____
8. **Were you allowed to proceed *in forma pauperis* (without prepayment of fees)?** Yes _____ No _____

- B. **While incarcerated or detained in any facility, have you brought any lawsuits in federal court which deal with facts other than those involved in this action?**
Yes _____ No _____

If your answer to B is yes, describe each lawsuit in the space below. (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same outline.)

1. **Parties to previous lawsuit:**
- Plaintiffs:** _____

- Defendants:** _____

2. **Court (name the district):**

3. **Docket number:** _____
4. **Name of judge assigned to case:** _____
5. **Disposition**
(for example, was the case dismissed? appealed? is it still pending?):

6. **Approximate date of filing lawsuit:** _____

7. Approximate date of disposition: _____
8. Were you allowed to proceed *in forma pauperis* (without prepayment of fees)? Yes _____ No _____

C. As to any lawsuit filed in federal court where you were allowed to proceed *in forma pauperis*, was any suit dismissed on the ground that it was frivolous, malicious, or failed to state a claim? Yes _____ No 1 _____

1. If your answer to C is yes, name the court and docket number for each case:

_____	_____
_____	_____
_____	_____
_____	_____

II. Place of present confinement: Chatham County Detention

- A. Is there a prisoner grievance procedure in this institution? Yes ✓ No _____
- B. Did you present the facts relating to your complaint to the appropriate grievance committee? Yes ✓ No ✓
- C. If your answer to B is yes:

1. What steps did you take? I filed a complaint of being placed on Administrative Admon. on Protective Custody status. As I am looked at as a snitch, I placed a grievance in Kiosk 11.25.21 that went unanswered.
2. What was the result? There was no reply to the grievance sent to Captain Blankenship, to see him as to being removed from 2-c Administrative Ad-segregation for fear of safety.

3. Did you appeal any adverse decision to the highest level possible in the administrative procedure? Yes ___ No ☒

If yes, what was the result? _____

- D. If you did not utilize the prison grievance procedure, explain why not: As to my speaking to Classification Ms. King upon annual interviews I was told the only way out of J.C. would be to sign myself out to population,

III. Parties

(In Item A below, list your name as plaintiff and current address. Provide the name and address of any additional plaintiffs on an attached sheet.)

- A. Name of plaintiff:
Address:

Rubén J. Montgomery
1074 CARL GRAFTIN Drive
SALAMANCA, GA. 31405

(In Item B below, list the defendant's full name, position, place of employment, and current address. Provide the same information for any additional defendants in Item C below.)

- B. Name of defendant:
Position:
Place of employment:
Current address:

Classification

1074 CARL GRAFTIN Drive
SALAMANCA, GA. 31405

- C. Additional defendants:

IV. Statement of Claim

State here as briefly as possible the FACTS in your case. Describe how each defendant is personally involved in the depriving you of your rights. You must include relevant times, dates, places, and names of witnesses. DO NOT GIVE LEGAL ARGUMENTS OR CITE ANY CASES OR STATUTES. If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. (Use as much space as you need. Attach extra sheets if necessary.)

In December of 2019 I was placed on Protective Custody and housed in Unit 2-Alpha Bubble housing sixteen inmates max. I was removed on or about December 17th 2020 with no explanation, placed in an orange jumpsuit and put on the tier program. While I was in the bubble I felt threatened and was aware that at least one cell could open the door manually so I made it known. There was another door that could be opened that I was not aware of and that individual was called out and I did not know what for at first. After over hearing remarks sounding very similar to warning or threats, I sent a grievance that I felt unsafe. The same inmate was taken out again, this is when I began to put inmates two together. The wrong person was pulled out, but he has ties (deep & wide) in the city of Savannah. So I was, once it was concluded that I did it I looked at a switch this has circulated around the entire jail. After staying on the

tion program almost a year and this word being circulated I began to notice looks, over hear words that made me not feel comfortable. On November 17th of 2021 I expressed I felt unsafe and felt I needed to be removed from the dorm. In this process they - Sgt. and Lt. told me they couldn't do anything unless I gave specific individuals (this I felt was a set up) so I gave them room numbers they in turn put separations on them.

Where I am presently I feel my rights are being violated - I have to earn my hour of recreation, I come out in hand cuffs & shackles, my commissary limit has been reduced from \$100 - \$30, I am not allowed to have a drinking cup. There is not a regular cell clean up - if allowed I would have to take from recreation time to clean up, I am unable to receive a razor to shave or nail clippers to keep nails clipped. I feel unsafe because if the doors are kicked enough and the lock being (the locking mechanism) jammed an individual can exit their cell when they get angry. I feel that detainees - inmates

have been passed on the things I have spoken. As of this day December 21st 2021, I watched one of the individuals who are to be kept separated by brought into the dorm.

At this point I have been incarcerated for approximately twenty nine months, for SECOND DEGREE BURGLARY AND Probation Violation - possession of drug related object. I feel the unit (a) has no real interest in my safety. I will be taping the ~~envelope~~ envelope on top of the glue seal in hopes that the mail is not tampered with. I also believe from words overheard that there is a good chance a price is on my head.

There has been several incidents where detainees have been assaulted already in unit a-c. As of approximately two weeks ago there is only one officer working the floor.

(I have a profile for a cane because I have deteriorating Arthritis in both my hips, its been taking. I was told there (cane) are not allowed in this dorm. I would also like to add coffee juice and sometimes milk are offered with breakfast - not in this dorm)

- At the time November 17th 2021 there was room in 2-A Bubble. As of right now there is a bubble that has three regular cells, they (classification) refuses to place me in there. I am subjected to cell inspection every morning at 5:30 a.m., as I have explained there is not a regularly followed cell clean-up. I do not have any type of interaction to even warrant the loss of my rightful privileges. The recreation is a right that I should not have taken. I hesitate to add this but, my focal trays are being tainted with some kind of chemotherapy poison. I lost about ten-10 lbs within the last month or so. Symptoms: Nausea - uneasy stomach, dizziness, blurred vision. My urine has a very strong odor, and there is slight difficulty defecating.

I hope this has a point to go forward with.

I am currently on single hour, where I am supposed to come out by myself for recreation (use the kiosk on telephone and on shower). At most times I go into the bubble here in 2-C while four other detainees - (Administrative Segregated) are out, yet I am -

V. **Relief**

State briefly exactly what you want the court to do for you. Make no legal arguments. Cite no cases or statutes.

I would like to be compensated for
mental anguish and pain and suffering
(impeaching taunts and indirect threats
regularly and the stripping away of my
rightful privileges)
~~And this right to~~

I declare under penalty of perjury that the foregoing is true and correct.

Signed this 21st day of December, 192021.

X0000980
Prisoner No 2019080297

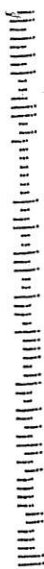
Rick L. McMonette
(Signature of Plaintiff)

MAJOR DONALD HENNING
1074 CAMP GREEN DRIVE
SAVANNAH, GA. 31405

RECEIVED

U.S. Marshals Service
Savannah, Georgia

31412-828666



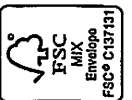
United States District Court
P.O. Box 8286
SAVANNAH, GA. 31412

JACKSONVILLE
19 JAN 2023 PM 5:31
FOREVER
USA



Barn Swallow

Chatham County Sheriff's Complex
This letter is being mailed by an inmate
located in this correctional facility. The
administration has not reviewed the contents.



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